

--Nov 05 04 02:07p

Merchant & Gould

612 332 9081

p.1

# Merchant & Gould

An Intellectual Property Law Firm

RECEIVED  
CENTRAL FAX CENTER

NOV 05 2004

3200 IDS Center  
80 South Eighth Street  
Minneapolis, Minnesota 55402-2215  
USA  
Tel (612) 332-5300  
Fax (612) 332-9081  
[www.merchant-gould.com](http://www.merchant-gould.com)

A Professional Corporation

Fax Transmission | November 5, 2004

TO: Commissioner for  
Patents  
Attn: Examiner K. LE  
Patent Examining Corps  
Facsimile Center  
Washington, D.C. 20231

FROM: Douglas P. Mueller

OUR REF: 10873.850US01  
TELEPHONE: (612) 332-5300

Total pages, including cover letter: 2

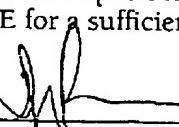
PTO FAX NUMBER 1 703 872 9306

If you do NOT receive all of the pages, please telephone us at (612) 332-5300, or fax us at (612) 332-9081.

Title of Document Transmitted:  
Applicant: KOMMA  
Serial No.: 10/010721  
Filed: 11/13/2001  
Group Art Unit: 2653  
Our Ref. No.: 10873.850US01

ELECTION OF SPECIES  
REQUIREMENT

Please charge any additional fees or credit overpayment to Deposit Account No. 13-2725. Please consider this a PETITION FOR EXTENSION OF TIME for a sufficient number of months to enter these papers, if appropriate.

By:   
Name: Douglas P. Mueller  
Reg. No.: 30,300

I hereby certify that this paper is being transmitted by facsimile to the U.S. Patent and Trademark Office on the date shown below.

Lisa Dorn

  
Signature

11/5/04  
Date

GEN033.DOC

**RECEIVED  
CENTRAL FAX CENTER**

S/N 10/010721

NOV 05 2004

PATENTIN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	KOMMA	Examiner:	K. LE
Serial No.:	10/010721	Group Art Unit:	2653
Filed:	November 13, 2001	Docket No.:	10873.850US01
Title:	DIFFRACTION GRATING BODY, OPTICAL PICK-UP, SEMICONDUCTOR LASER APPARATUS AND OPTICAL INFORMATION APPARATUS		

CERTIFICATE UNDER 37 CFR 1.6(d):  
I hereby certify that this paper is being transmitted by facsimile to the U.S. Patent and Trademark Office on November 5, 2004.

By:   
Name: Lisa Dorn

ELECTION OF SPECIES REQUIREMENT

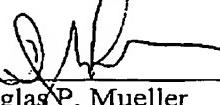
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Commissioner:

In response to the election of species requirement dated October 5, 2004, Applicants elect species A, Fig. 4, for initial examination. Claims 1-5 and 7-16 read on the elected species. Generic claims are pending. The election is made without traverse. Applicant notes that claim 16, which tracks claim 11 but depends on claim 7, inadvertently was numbered as "11" in the Preliminary Amendment filed with this application. As the election of species requirement recognized the pendency of claims 1-16, Applicant assumes that the Examiner noted this point. An early and favorable action on the merits is requested.

Respectfully Submitted,

MERCHANT & GOULD P.C.  
P.O. Box 2903  
Minneapolis, MN 55402-0903  
(612) 332-5300

By   
Douglas P. Mueller  
Reg. No. 30,300  
DMueller:lad

Dated: November 5, 2004